

FENWICK & WEST LLP  
ATTORNEYS AT LAW  
SAN FRANCISCO

1 TYLER BAKER (CSB NO. 65109)  
FENWICK & WEST LLP  
2 Silicon Valley Center  
801 California Street  
3 Mountain View, CA 94041  
Telephone: (650) 988-8500  
4 Facsimile: (650) 938-5200  
[tbaker@fenwick.com](mailto:tbaker@fenwick.com)

5 KALAMA M. LUI-KWAN (CSB NO. 242121)  
FENWICK & WEST LLP  
6 555 California Street, 12th Floor  
San Francisco, CA 94104  
7 Telephone: (415) 875-2300  
8 Facsimile: (415) 281-1350  
[klui-kwan@fenwick.com](mailto:klui-kwan@fenwick.com)

9  
10 Attorneys for Non-Parties Fenwick  
& West LLP and R. Gregory Roussel

11 UNITED STATES DISTRICT COURT  
12  
13 NORTHERN DISTRICT OF CALIFORNIA  
14  
15 SAN JOSE DIVISION

16 THE FACEBOOK, INC. and MARK  
ZUCKERBERG

17 Plaintiffs,

18 v.

19 CONNECTU, INC. (formerly known as  
20 CONNECTU, LLC), PACIFIC  
NORTHWEST SOFTWARE, INC.,  
21 WINSTON WILLIAMS, and WAYNE  
CHANG,

22 Defendants.

Case No. 5:07-CV-01389-JW

**DECLARATION OF KALAMA M.  
LUI-KWAN IN SUPPORT OF  
ADMINISTRATIVE MOTION BY  
NON-PARTIES R. GREGORY  
ROUSSEL AND FENWICK & WEST  
LLP TO SEAL DOCUMENTS**

1 I, Kalama M. Lui-Kwan, declare as follows:

2 1. I am an attorney duly admitted to practice in California and before this Court. I  
3 am associated with the law firm of Fenwick & West LLP (“Fenwick”) and counsel for R. Gregory  
4 Roussel and Fenwick (“Non-Party Attorneys”). I have personal knowledge of the facts stated  
5 below and, if called as a witness, I could testify competently to such facts. I make this declaration  
6 pursuant to Civil L.R. 7-11 and 79-5(b), and in support of the Non-Party Attorneys’  
7 Administrative Motion to Seal Documents.

8 2. Good cause exists for sealing : (1) Notice Of Motion And Motion To Quash And  
9 For Protective Order; Memorandum Of Points And Authorities; (2) Declaration Of Kalama M.  
10 Lui-Kwan In Support Of Motion To Quash And For Protective Order; (3) [Proposed] Order  
11 Granting Motion To Quash And For Protective Order; (4) Miscellaneous Administrative Request  
12 By R. Gregory Roussel To Change Time Of Deposition Pursuant To Civil Local Rule 7-11; (5)  
13 Declaration Of Kalama M. Lui-Kwan In Support Of Miscellaneous Administrative Request By R.  
14 Gregory Roussel To Change Time Of Deposition Pursuant To Civil Local Rule 7-11; And (6)  
15 [Proposed] Order Granting Miscellaneous Administrative Request By R. Gregory Roussel To  
16 Change Time Of Deposition (“Non-Party Filings”).

17 3. Upon information and belief, the parties in this action entered into, and the  
18 California Superior Court issued, a Stipulated Protective Order on January 23, 2006, which  
19 prohibits either party from filing in the public record any documents that have been designated as  
20 “Confidential” or “Highly Confidential” pursuant to the Protective Order. Although Fenwick is  
21 not a party to this action, it has represented plaintiff Facebook, Inc. (“Facebook”) in connection  
22 with certain matters related to Facebook’s settlement of this action.

23 4. The Non-Party Filings contain confidential information that is subject to the  
24 protection in the protective order. In light of the high profile nature of this case, and the parties’  
25 desire to keep the details of these documents private, Fenwick requests that this Administrative  
26 Request and its supporting papers remain sealed. The subject matter discussed in these papers  
27 includes commercially sensitive and confidential information that, if released to the general  
28 public, will adversely affect the parties to this litigation.

1           5.       This Administrative Motion is being made pursuant to Civil L.R. 79-5, which  
2 requires a Court order to seal documents and does not permit sealing by stipulation.

3           I declare under penalty of perjury that the foregoing is true and correct. Executed this  
4 19th day of May 2008 in San Francisco, California.

5  
6 By:           /s/ Kalama M. Lui-Kwan            
7                               Kalama M. Lui-Kwan

8 26246/00400/LIT/1285515.1  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

FENWICK & WEST LLP  
ATTORNEYS AT LAW  
SAN FRANCISCO